

BARRY E. SIMON, ESQ.

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Present Occupation: Arbitrator and Attorney

First Business Address:

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PROFESSIONAL AFFILIATIONS:

National Academy of Arbitrators	Chicago Bar Association
American Bar Association	Northwest Suburban Bar Association
National Association of Railroad Referees	Labor and Employment Relations Association

EDUCATION:

JD	Law	Loyola University of Chicago, 1975
BS	Management	University of Illinois at Chicago, 1970

CERTIFICATIONS:

Law	Illinois	1976
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ARBITRATION/LABOR RELATIONS EXPERIENCE:

1989 to Present: Arbitrator. Arbitrate labor and employment cases (see industries and issues below) for FMCS, AAA, NMB and Permanent Panels. **1990 to 2004:** Adjunct Professor, Lake Forest Graduate School of Management. Teach courses in Executive MBA program on Human Resources Management and Negotiations. **1976 to 1988:** Labor Counsel for Chicago and North Western Transportation Company. Handled final step grievances and prepared and presented arbitration cases involving thirteen craft unions under the Railway Labor Act. Participated in various contract negotiations and represented the railroad in judicial proceedings related to labor relations and employment matters. **1972 to 1976:** Personnel Specialist, American Library Association Office for Library Personnel Resources. Advised the library profession in various areas of personnel administration through correspondence, publications, speeches, seminars and program development.

INDUSTRIES:

Aerospace, bakery, beverage, building products; communications, construction, education, electrical equipment/appliances, food (manufacturing/processing/service), foundry, health care, hospitals/nursing home, iron, machinery, metal fabrication, office workers/clerical, organizations, petroleum/petrochemicals, police and fire, printing and publishing, pulp and paper, railroads, retail stores, steel, transportation, trucking and storage, utilities.

ISSUES:

Absenteeism, arbitrability, bargaining unit work, conduct (off-duty/personal), demotion, discipline (non-discharge), discipline (discharge), drug/alcohol offenses, holidays, leave, vacation, grievance mediation, job performance, job posting/bidding, jurisdictional dispute, layoffs/bumping/recall, management rights, official time, past practices, promotion, safety/health conditions, seniority, sexual harassment, subcontracting/contracting out, tenure/reappointment, holiday pay, job classification & rates, merit pay, overtime pay, vacation pay, work hours/schedules/assignments, working conditions/work orders, violence or threats.

PERMANENT PANELS:

U.S. Postal Service/APWU

U.S. Postal Service/NALC

Conrail/UTU

Norfolk Southern/UTU

Norfolk Southern/BLE

ARBITRATION ROSTERS:

Federal Mediation and Conciliation Service

American Arbitration Association

National Mediation Board

State of Illinois (State, Local and Educational)

State of Nebraska

PUBLISHED CASES:

120 LA 1095 (2005); 110 LA 335 (1998); 102 LA 777 (1994)

SIGNIFICANT PUBLICATIONS:

Last Chance Agreements: Shape Up or Ship Out, Illinois Public Employee Relations Report, Summer 2006

FEES:

PER DIEM FEE: \$1,200/\$1,500

DOCKETING FEE: None

CANCELLATION FEE: (See

below)

Grievance and Interest Arbitration: The fee is \$1,200 for grievance arbitration and \$1,500 for interest arbitration per day for hearing, and for research and preparation of the opinion and award. A hearing day is any portion of a day up to six hours. Time for research and preparation is prorated.

Cancellation Policy: If the scheduled hearing is postponed or canceled with notice of 30 days or less, the applicable per diem fee for each day of hearing shall be charged.

Administrative Fee: In cases involving unusual amounts of time relative to the pre-hearing and/or post-hearing administration of a particular case, an administrative charge based upon an hourly fee of \$200 may be charged at the Arbitrator's discretion.

Travel Time: Arbitrator charges the applicable per diem fee for any portion of a travel day.

Expenses: Actual expenses for public transportation, car rental, hotels and meals will be billed. Personal automobile mileage is billed at \$.50 per mile plus tolls.

Detailed fee schedules will be forwarded to parties immediately upon selection.